

IP.10527.00250.UTIPAT.DCL

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare: THAT my residence, post office address and citizenship are as stated below next to my name; THAT I verily believe I am the original, first and sole (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the invention entitled: (Utility) VARIABLE GAIN ACTIVE NOISE CANCELLATION SYSTEM WITH IMPROVED RESIDUAL NOISE SENSING, the specification of which:

[ ] is attached hereto.

[ X ] was filed on June 23, 1993, as Application Serial No. 08/082,402, and was amended on \_\_\_\_\_ (if applicable).

[ ] and amended in the attached Amendment.

THAT I do not know and do not believe that this invention was ever known or used in the United States of America before my or our invention or discovery thereof, or patented or described in any printed publication in any country before my or our invention or discovery thereof, or more than one year prior to this application;

THAT the invention was not in public use or on sale in the United States of America for more than one year prior to this application;

THAT this invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months before this application;

THAT I have reviewed and understand the contents of the above identified specification, including the claim(s), as amended by any amendment referred to above;

THAT I acknowledge the duty to disclose information of which I am aware which is material to the examination of this application in accordance with 37 C.F.R. §1.56; and

THAT applications for patent or inventor's certificate on this invention or discovery which have been filed by me or my legal representatives or assigns in any country foreign to the United States of America are as follows (leave blank if none):

(a) none filed more than 12 months prior hereto, unless identified here:

\_\_\_\_\_, or

(b) earliest filed less than 12 months prior hereto, if any, the priority of which is hereby claimed under 35 U.S.C. 119. The foreign application(s) on which priority is claimed is: \_\_\_\_\_;  
and other foreign applications having filing dates earlier than the application(s) on which priority is claimed are as follows: \_\_\_\_\_

And I hereby appoint, as my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, individually and collectively:

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**STREICH LANG**

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telephone number (602) 229-5200 (to whom all communications regarding the subject application are to be directed); and each attorney thereof named below with Registration Numbers, and of the same address:

Michael A. Lechter	Reg. No. 27,350	Sherman O. Parrett	Reg. No. 25,905
Charles W. Jirauch	Reg. No. 26,186		

and further appoints as associate attorneys, with right of revocation in the primary attorneys, the following:

Michael K. Kelly	Reg. No. 32,848	Charles F. Hauff, Jr.	Reg. No. 33,244
Daniel J. Noblitt	Reg. No. 35,969	Frank J. McGue	Reg. No. 33,422

Please send all further correspondence to Streich Lang at the foregoing address.

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

1. Inventor's Signature O. Jones  
Date 2/26/93  
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